

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK


-----X	:	
ANGELINE HERRERA,	:	
	:	
Plaintiff,	:	
	:	23-CV-677 (VSB)
-against-	:	
	:	<u>ORDER</u>
RICARDO TORRES and MARIO BAUTISTA,	:	
	:	
Defendants.	:	
-----X	:	

VERNON S. BRODERICK, United States District Judge:

Plaintiff Angeline Herrera (“Plaintiff”) filed this action on January 26, 2023, (Doc. 1), and filed an affidavit of service as to Defendant Ricardo Torres (“Defendant”) on January 5, 2024, (Doc. 18).¹ The deadline for Defendant to respond to Plaintiff’s complaint was January 26, 2024. To date, Defendant has not appeared or responded to the complaint. Accordingly, if Plaintiff intends to seek a default judgment against Defendant Ricardo Torres, she is directed to do so in accordance with Rule 4(H) of my Individual Rules and Practices in Civil Cases by no later than February 12, 2024. If Plaintiff fails to do so or otherwise demonstrate that she intends to prosecute this litigation, I may dismiss this case for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).

SO ORDERED.

Dated: January 29, 2024
New York, New York


VERNON S. BRODERICK
United States District Judge

¹ The case had been dismissed without prejudice pursuant to Rule 4(m) on May 11, 2023, (Doc. 6), but Plaintiff’s motion for reconsideration was granted on July 20, 2023, (Doc. 9).